

¹Ransome was previously granted leave to amend his complaint on January 4, 2010 to properly state a claim.

responses or no response to a grievance is not a basis for an Eighth Amendment claim where there is no constitutional right to a grievance system. (Report and Recommendation at p. 23.) The cases cited in the report and recommendation support the magistrate judge's recommendation.

Ransome filed objections to the report and recommendation. In his first set of objections, he seeks to amend his complaint to substitute Michael Klopotoski for Mooney. He does not set forth any showing of personal involvement as to Klopotoski in his Eighth Amendment claim. On June 10, 2010, Ransome filed objections to Defendants' brief in opposition to Plaintiff's objections to the report and recommendation. In this document, Ransome sets forth the applicable standards to be applied to *pro se* filings; the standards to be applied in considering motions to dismiss and for summary judgment. He does not respond to the magistrate judge's reasoning for the dismissal recommendation of Mooney. The same reasons would be equally applicable to Klopotoski and therefore another amendment to the complaint as to this claim would be futile.

An appropriate order will be issued.

s/Sylvia H. Rambo
United States District Judge

Dated: June 15, 2010.

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